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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

GELFAND et al.

Serial No.: 09/809,753

Filed: March 14, 2001

Atty. File No.: 2879-74

For: "METHOD FOR REDUCING
ALLERGEN-INDUCED AIRWAY
HYPERRESPONSIVENESS"

) Group Art Unit 1644

) Examiner: Huynh, P.

) NOTICE OF APPEAL

) **EXPRESS MAIL: EV975238527US**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Examiner mailed April 22, 2003, finally rejecting Claims 1, 3-10, 12-15, 20-30 and 38-41. Enclosed herewith is a check in the amount of \$165 for the Notice of Appeal fee specified in 37 CFR §1.17(e).

A petition for an extension of time under 37 CFR §1.136, with the appropriate fee, is filed herewith extending the time for response from July 22, 2003, to October 22, 2003. Accordingly, the Notice of Appeal is believed to be timely and no additional fee is believed to be required. Please credit any overpayment or debit any underpayment to Deposit Account 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

10/27/2003 EFLORES 00000009 09609753

01 FC:2253
02 FC:2401

475.00 OP
165.00 OP

By: _____

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Date: Oct. 22, 2003